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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

HSBC BANK USA, N.A.,

Plaintiff,

vs.

IRIS WU, an individual; NEWPORT  
COVE CONDOMINIUM UNIT-OWNERS  
ASSOCIATION, INC., a Nevada non-  
profit corporation; MATTHEW AYRES,  
an individual,

Defendants.

IRIS WU,

Counter-Claimant,

vs.

HSBC BANK USA, N.A.;  
DOES 1 through X and ROE BUSINESS  
ENTITIES 1 through X,

Counter-Defendants.

Case No. 2:16-CV-02786-APG-CWH

**STIPULATED AND PROPOSED  
ORDER TO AMEND SCHEDULING  
ORDER (ECF NO. 28)  
(Second Request)**

Pursuant to Fed. R. Civ. P. 16(b)(4), LR IA 6-1 and LR 26-4, Plaintiff HSBC Bank USA, N.A. ("HSBC"), Defendant Newport Cove Condominium Unit-Owners Association, Inc. (the "HOA"), and Defendants Iris Wu ("Wu") (collectively, the "Parties") by and through their undersigned counsel of record, hereby stipulate to

1 amend the Scheduling Order approved on November 13, 2017 (ECF No. 28). This is  
2 the Parties first request for an extension of the subject deadlines.

3 A. Discovery completed: HSBC served initial disclosures on December 06,  
4 2017. HSBC served its initial expert disclosure on March 3, 2018. HSBC served  
5 written discovery on the defendants and the deposition of a third party, Alessi &  
6 Koenig, was taken by HSBC.

7 B. Discovery to Be Completed:

- 8 1. Continued production of documents as they are located;  
9 2. Written discovery responses;  
10 3. Deposition of Parties and third parties.

11 C. Current Discovery Deadlines:

- 12 1. Discovery cut-off: June 4, 2018  
13 2. Dispositive motions: July 5, 2018  
14 3. Joint pretrial order: August 6, 2018

15 D. Reason for Extending Discovery Plan Deadlines

16 The Parties seek to extend discovery and scheduling dates 30 days. On April 2,  
17 2018, HSBC noticed the deposition of Wu and the deposition was scheduled for April  
18 30, 2018. Wu had a scheduling conflict and did not appear for the deposition. To  
19 accommodate Wu's schedule, the parties extended the deadlines 30 days to allow  
20 HSBC to reset her deposition. However, counsel for Wu informed counsel for HSBC  
21 that Wu is now out of the state for work until end of July. As such, the parties agreed  
22 to extend the discovery schedule to allow the deposition of Wu to move forward. The  
23 brief extension will give HSBC time to re-notice the deposition. Further, no parties  
24 will be prejudiced by the brief extension to discovery.

25 E. Proposed Schedule for Completed Discovery:

26 Accordingly, all Parties hereby stipulate and jointly request that the Court  
27 enter an Amended Scheduling Order to establish the following deadlines:

- 28 1. Discovery cut-off: August 3, 2018

2. Dispositive motions: September 4, 2018

3. Joint pretrial order: October 4, 2018

The Parties make this request in good faith and not for the purposes of delay.

IT IS SO STIPULATED this 25<sup>th</sup> day of May, 2018.

BALLARD SPAHR LLP

HONG & HONG

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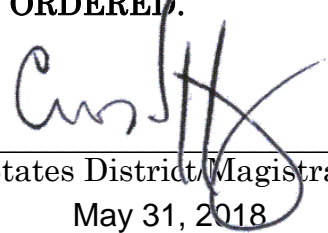
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**ORDER**

**IT IS SO ORDERED.**

  
\_\_\_\_\_  
United States District/Magistrate Judge

DATED: May 31, 2018